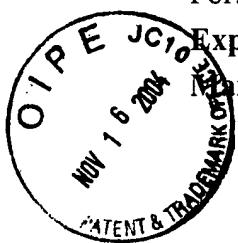


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ashkenazi et al. Docket No.: 39780-1618P2C35
Serial No.: 09/904,938 Group Art Unit: 1647
Filing Date: July 17, 2001 Examiner: Spector, Lorraine
For: **PRO304 POLYPEPTIDES**
Express Mail Label No.: EL 993 690 530 US
Mailing Date: November 16, 2004



AMENDMENT AND RESPONSE TO OFFICE ACTION

MS: AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed on July 16, 2004 in connection with the above-identified patent application, please enter the following amendments, and consider the following arguments. This response is timely filed with a Petition for extension of time of one month with necessary fees. Attached herewith are articles by (i) Orntoft *et al.*, (ii) Hyman *et al.*, (iii) Pollack *et al.*, and (iv) Hanna and Mornin, Declarations by Audrey Goddard, Ph.D, Paul Polakis, Ph.D., and Avi Ashkenazi, Ph.D. Attached are an Information Disclosure Statement and appropriate pages from PCT/US00/03565, filed 2/11/00 that refer to the gene amplification assay for the Examiner's verification of the priority claim. Consideration of these references and Declarations is requested.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 3 of this paper.

Remarks/Arguments begin on page 4 of this paper.

11/22/2004 AWONDAF1 00000122 081641 09904938

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02 FC:1806 180.00 DA